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T.A. WOOD

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

RAYMOND J. MANZANILLO,

Plaintiff,

v.

GREGORY D. LEWIS, et al.,

Defendants.

Case No. 3:12-cv-05983-JST

**STIPULATION TO MODIFY SCHEDULING
ORDER**

Plaintiff Raymond Manzanillo (“Plaintiff”) and Defendants N. Brown, Gregory D. Lewis, J. Hallock, K. McGuyer, Matthew Cate, and T.A. Wood (“Defendants”) (collectively the “Parties”) by and through their counsel hereby stipulate and jointly request the Court to modify the Scheduling Order issued on March 4, 2016 (Dkt. No. 178), by extending all deadlines by approximately sixty (60) days.

The Parties cannot complete the depositions necessary in this case before the current June 3, 2016 cut-off for fact discovery. The Parties have made significant progress regarding written discovery and the production of documents. Additionally, Plaintiff is scheduled to depose three Defendants this month. However, the Parties have been unable to schedule additional necessary depositions as a result of Plaintiff’s counsel’s schedules, unexpected delays regarding Defendants’ availability for depositions, and logistical challenges stemming from certain Defendants’ and witnesses’ moving out of state or being transferred to different correctional facilities. Similarly, the Parties are working to schedule Plaintiff’s deposition but have encountered logistical delays due to Plaintiff’s recent transfer from the facility at Corcoran to Kern Valley State Prison.

To ensure that the Parties are able to complete all of the depositions and accommodate the schedules of the Parties and the witnesses, the Parties stipulate and jointly request the Court to extend all deadlines, including the trial date, by approximately sixty (60) days (or the next court day assuming the new date falls on a weekend or holiday). Accordingly, the Parties propose the following schedule:

Event	Date
Fact discovery cut-off	August 5, 2016
Expert disclosures	August 26, 2016
Expert rebuttal	September 16, 2016
Expert discovery cut-off	September 30, 2016
Deadline to file dispositive motions	October 21, 2016
Pretrial conference statement due	January 10, 2017
Pretrial conference	January 19, 2017, at 2:00 p.m.
Trial	February 6, 2017, at 8:30 a.m.

IT IS SO STIPULATED.

DATED: May 11, 2016

Respectfully submitted,

SEYFARTH SHAW LLP

By: /s/ Jason M. Allen

Francis J. Ortman III
Aryeh M. Hersher
Jason M. Allen
Michael A. Wahlander

Attorneys for Plaintiff
RAYMOND J. MANZANILLO

DATED: May 11, 2016

Respectfully submitted,

MCNAMARA LAW FIRM

By: /s/ William Lee McCaslin

Peter Jon Hirsig
William Lee McCaslin

Attorneys for Defendant
N. BROWN

DATED: May 11, 2016

Respectfully submitted,

CALIFORNIA STATE ATTORNEY
GENERAL'S OFFICE

By: /s/ Michael James Quinn

Michael James Quinn

Attorneys for Defendants
GREGORY D. LEWIS; J. HALLOCK;
K. MCGUYER; MATTHEW CATE AND
T.A. WOOD

ATTESTATION PURSUANT TO LOCAL RULE 5-1(i)(3)

I, Jason M. Allen, attest that concurrence in the filing of this stipulation has been obtained from the signatories, William Lee McCaslin and Michael James Quinn, counsel for Defendants.

Executed this 11th day of May 2016, in San Francisco, CA.

/s/ Jason M. Allen

Jason M. Allen

~~PROPOSED~~ ORDER

Pursuant to the Parties' stipulation and good cause appearing, the Scheduling Order [ECF No. 178] is amended to reflect the dates set forth in the Parties' stipulation.

IT IS SO ORDERED.

Dated: May 18, 2016

